IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 531 of 2006 (M/B)

1. Mukesh Ahuja s/o Sri Surjan Singh Ahuja,
   r/o 16, Waldrof Compound, Mallital,
   District Nainital.

2. Rakesh Ahuja s/o Sri Surjan Singh Ahuja
3. Smt. Ritu Ahuja w/o Sri Rakesh Ahuja
   both are resident of Prasad Bhawan,
   Head Post Office- Mallital,
   District Nainital ….. Petitioners

Versus

1. State of Uttaranchal through Home Secretary,
   Uttaranchal, Dehradun.
2. Station House Officer,
   Police Station Mallital,
   District Nainital
3. Smt. Poonam Ahuja w/o Sri Mukesh Ahuja
   r/o 16 Waldrof Compound,
   Police Station Mallital District Nainital. ….. Respondents

Sri Vinod Sharma, Advocate for the petitioners.
Sri D.K.Sharma, Government Advocate for respondents 1 and 2..
None for respondent no. 3.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C. J. (Oral)

Sri Vinod Sharma, Advocate for the petitioners.

Sri D.K.Sharma, Government Advocate for respondents 1 and 2.

None for respondent no. 3.

2. Sri Sharma, the learned Government Advocate submits that the writ petition filed by petitioners – Mukesh Ahuja, Rakesh Ahuja and Smt. Ritu Ahuja seeking quashing of the First Information Report and the case registered against hem has now become infructuous as the police after the completion of the investigation has filed charge-sheet against the petitioners before the concerning Court.

3. In this view of the matter, the writ petition is dismissed as infructuous.

4. Consequently, the interim order darted 24.05.2006 stands vacated automatically.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C. J.)**
11.07.2006 11.07.2006

A